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4 1. The last date to meet and confer re initial disclosures is continued to February  
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6 20, 2006.

7 2. The last date to file the Joint ADR Certification is continued to February 20,  
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9 2006.

10 3. The last date to complete initial disclosures is continued to March 6, 2006.

11 4. The date for the Case Management Conference is continued from October 31,  
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13 2005, to March 13, 2006, at 10:00 a.m.

14 Good cause exists for the continuance as set forth in the Declaration of Kate  
15 Wells below.

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**DECLARATION OF KATE WELLS**

I, KATE WELLS, declare:

1. I am the attorney of record for the plaintiff in the above-referenced matter.

2. After having difficulty reaching my client Mr. Tizenor, I discovered on August  
23, 2005, that he was incarcerated in Los Angeles County jail on a matter unrelated to  
the instant case. Today I spoke with the plaintiff's brother who resides in Kentucky and  
discovered that my client is still incarcerated in Los Angeles County.

3. Since they do not allow inmates to receive calls, I am unable to communicate  
with my client and I do not know when I will be able to contact him.

4. Additionally, one of the defendants, Deputy F. Anderson no longer works for  
the Santa Cruz Sheriff's Department. I am informed and believe that he is working as a  
deputy somewhere in Southern California and I will need additional time to locate him  
for service of the summons and complaint.

I declare, under penalty of perjury under the laws of the state of California that the  
foregoing is true and correct of my own personal knowledge. Signed this 26<sup>th</sup> day of

1 September, 2005, at Santa Cruz, California.  
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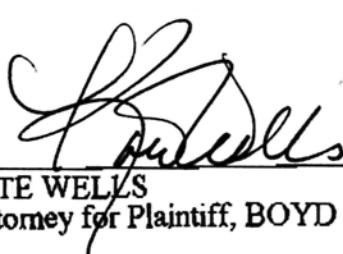
  
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KATE WELLS

IT IS SO STIPULATED:

LAW OFFICES OF KATE WELLS

Dated: 9/26/05

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KATE WELLS  
Attorney for Plaintiff, BOYD TIZENOR

SANTA CRUZ COUNTY COUNSEL'S OFFICE

Dated: 9/26/05

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JULIA HILL, Attorneys for Defendants,  
COUNTY OF SANTA CRUZ/SANTA CRUZ  
SHERIFF'S OFFICE, SGT AMY CHRISTIE,  
and DEPUTY DANIEL FREITAS

ORDER (BY STIPULATION)

GOOD CAUSE APPEARING THEREFOR it is hereby ordered that

1. The last date to meet and confer re initial disclosures is continued to

February 20, 2006.

2. The last date to file the Joint ADR Certification is continued to February 20,

2006.

3. The last date to complete initial disclosures is continued March 6, 2006.

4. The date for the Case Management Conference is continued from October 31,

3 Dated: Sept. 28.2005

4 /s/ James Ware  
5 THE HONORABLE JAMES WARE  
6 UNITED STATES DISTRICT COURT JUDGE  
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